

ESTTA Tracking number: **ESTTA438129**

Filing date: **10/27/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054318
Party	Plaintiff FABI S.P.A.
Correspondence Address	CHARLES CH WU WU & CHEUNG LLP 98 DISCOVERY IRVINE, CA 92618 UNITED STATES cchwu@wclawyers.com
Submission	Other Motions/Papers
Filer's Name	CHARLES C.H. WU
Filer's e-mail	cchwu@wclawyers.com
Signature	/charles c.h. wu/
Date	10/27/2011
Attachments	Objection to Mtn for Extension.pdf ( 3 pages )(18570 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Registration:

Registration No. : 3,422,644  
Mark : de la barracuda  
Registrant : De La Barracuda Inc.  
Filed : Sept. 6, 2007  
Registered : May 6, 2008

FABI S.P.A.,

Petitioner,

v.

DE LA BARRACUDA INC.,

Registrant.

Cancellation No. 92054318

**PETITIONER'S OBJECTION TO  
REGISTRANT'S MOTION FOR AN EXTENSION OF ANSWER  
OR DISCOVERY OR TRIAL PERIODS WITH CONSENT**

Petitioner, Fabi S.P.A., through undersigned counsel, hereby objects to Registrant's Motion For An Extension of Answer Or Discovery Or Trial Periods With Consent filed on September 2, 2011, and as grounds for said objection certifies herein that neither Petitioner nor its counsel agreed to any such extension.

Petitioner further certifies that a copy of Respondent's motion was never received by its counsel. Petitioner and the undersigned only became aware of Respondent's motion and the

September 2, 2011 dated order issued thereon today, and immediately prepared and filed this objection.

Accordingly, Petitioner hereby requests that the schedule be restored as originally set forth in the scheduling order dated August 3, 2011.

Respectfully submitted,

WU & CHEUNG, LLP

Dated: October 26, 2011

By:           /s/Charles C.H. Wu            
Charles C.H. Wu  
Reg. No. 39,081  
Vikram M. Reddy  
Reg. No. 53,508  
Attorneys for Petitioner  
98 Discovery  
Irvine, CA 92618  
Tel: (949)251-0111  
Fax: (949)-251-1588  
Email: [cchwu@wclawyers.com](mailto:cchwu@wclawyers.com)  
Email: [vreddy@wclawyers.com](mailto:vreddy@wclawyers.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on October 27, 2011 a copy of the foregoing PETITION TO CANCEL was served via first-class U.S. mail and via electronic mail to the following:

Mr. Gavin Bryce  
De La Barracuda, Inc.  
7600 Melrose Ave. #B  
Los Angeles, CA 90046  
(Email: gbryceus@yahoo.com)

/Charles C.H. Wu/  
Charles Wu